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FEB 02 2005

CAUSE No. 42288

SBC Indiana submitted their motions by the prefiling deadline of March 31, 2003. As settlement proposals were exchanged, AT&T submitted a *Motion for Enlargement of Time*, which proposed an extension of its prefiling deadline of May 21, 2003 and proposed yet another extension of the procedural schedule. The Public did not object to AT&T's motion. On June 26,

2003, the Commission granted an extension to AT&T and allowed an extension of two weeks to all parties and the Public, however, maintained the August 5, 2003 hearing date.

On June 19, 2003, AT&T submitted its *Motion to Dismiss Or, In The Alternative, Motion for Summary Judgment*. On July 19, 2003, SBC Indiana filed a *Verified Response in Opposition to AT&T's Motion to Dismiss, Or In The Alternative, Motion for Summary Judgment and AT&T's Enlargement of Time*.

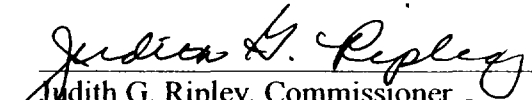
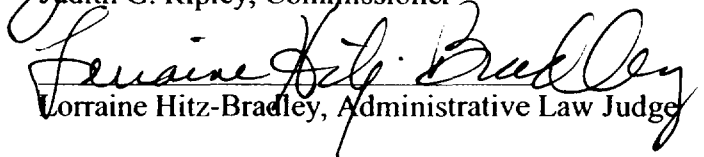
The evidentiary hearing scheduled for August 5, 2003, was not continued. To date, the Commission, at its initiative, has rescheduled the continued hearing on three separate occasions. The parties agreed to each hearing date, but postponed each date in order to pursue settlement options.

The Presiding Officers, having reviewed the record herein and being duly advised in the premises, now find:

This entry serves as notice pursuant to 170 I.A.C. 1-1.1-24 that this matter shall be dismissed.

IT IS SO ORDERED.

Date: 2-2-05


Judith G. Ripley, Commissioner

Corrairie Hitz-Bradley, Administrative Law Judge